

House File 2456

H-8342

1 Amend the amendment, H-8328, to the Senate
2 amendment, H-8251, to House File 2456, as amended,
3 passed, and reprinted by the House, as follows:
4 1. By striking page 1, line 4, through page 2, line
5 30, and inserting:
6 <____. Page 1, by striking lines 3 through 10 and
7 inserting:
8 <____. By striking everything after the enacting
9 clause and inserting:
10 <Section 1. Section 321.178, subsection 2,
11 paragraph a, Code 2009, is amended to read as follows:
12 a. (1) A person between sixteen and eighteen
13 years of age who has completed an approved driver's
14 education course and is not in attendance at school
15 and has not met the requirements described in section
16 299.2, subsection 1, may be issued a restricted license
17 only for travel to and from work or to transport
18 dependents to and from temporary care facilities,
19 if necessary for the person to maintain the person's
20 present employment. The restricted license shall be
21 issued by the department only upon confirmation of the
22 person's employment and need for a restricted license
23 to travel to and from work or to transport dependents
24 to and from temporary care facilities if necessary to
25 maintain the person's employment. The employer shall
26 notify the department if the employment of the person
27 is terminated before the person attains the age of
28 eighteen.
29 (2) A person issued a restricted license under
30 this section shall not use an electronic communication
31 device or an electronic entertainment device while
32 driving a motor vehicle unless the motor vehicle is
33 at a complete stop off the traveled portion of the
34 roadway. This subparagraph does not apply to the use
35 of electronic equipment which is permanently installed
36 in the motor vehicle or to a portable device which is
37 operated through permanently installed equipment.
38 Sec. 2. Section 321.180B, Code Supplement 2009, is
39 amended by adding the following new subsection:
40 NEW SUBSECTION. 6A. A person issued an instruction
41 permit or intermediate driver's license under this
42 section shall not use an electronic communication
43 device or an electronic entertainment device while
44 driving a motor vehicle unless the motor vehicle is
45 at a complete stop off the traveled portion of the
46 roadway. This subsection does not apply to the use of
47 electronic equipment which is permanently installed
48 in the motor vehicle or to a portable device which is
49 operated through permanently installed equipment.
50 Sec. 3. Section 321.194, subsection 1, Code

1 Supplement 2009, is amended by adding the following new
2 paragraph:

3 NEW PARAGRAPH. c. A person issued a driver's
4 license under this section shall not use an electronic
5 communication device or an electronic entertainment
6 device while driving a motor vehicle unless the motor
7 vehicle is at a complete stop off the traveled portion
8 of the roadway. This paragraph does not apply to
9 the use of electronic equipment which is permanently
10 installed in the motor vehicle or to a portable
11 device which is operated through permanently installed
12 equipment.

13 Sec. 4. NEW SECTION. 321.238 Use of electronic
14 devices while driving — preemption of local
15 legislation.

16 The provisions of sections 321.178, 321.180B, and
17 321.194 restricting the use of electronic communication
18 devices and electronic entertainment devices by certain
19 motor vehicle operators shall be implemented uniformly
20 throughout the state. Such provisions shall preempt
21 any county or municipal ordinance regarding the use
22 of an electronic communication device or electronic
23 entertainment device by a motor vehicle operator. In
24 addition, a county or municipality shall not adopt
25 or continue in effect an ordinance regarding the use
26 of an electronic communication device or electronic
27 entertainment device by a motor vehicle operator.>

28 _____. Title page, lines 2 and 3, by striking
29 <driving, including prohibiting a person from writing
30 or sending a text message while>

31 _____. Title page, line 4, by striking <providing
32 penalties> and inserting <making penalties applicable>

33 _____. By renumbering as necessary.>

R. OLSON of Polk

RAECKER of Polk

WILLEMS of Linn

ZIRKELBACH of Jones

FORD of Polk

KEARNS of Lee

BERRY of Black Hawk

STRUYK of Pottawattamie

RANTS of Woodbury

COWNIE of Polk

SORENSEN of Warren

PETTENGILL of Benton

SWEENEY of Hardin